

THE HONORABLE JAMES L. ROBERT

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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

ATIGEO LLC, a Washington limited liability company; and MICHAEL SANDOVAL, an individual,

Plaintiffs,

v.

OFFSHORE LIMITED D, a California business organization, form unknown; OFFSHORE LIMITED D, a California partnership; DENNIS MONTGOMERY, individually and as a partner of Offshore Limited D; ISTVAN BURGYAN, individually and as a partner of Offshore Limited D; DEMARATECH, LLC, a California limited liability company; and DOES 1-10, inclusive,

Defendants.

Case No. 2:13-cv-01694 JLR

**DECLARATION OF HUNTER FERGUSON IN SUPPORT OF PLAINTIFFS' MOTION FOR VOLUNTARY DISMISSAL**

I, Hunter Ferguson, declare and state:

1. I am an attorney with the law firm of Stoel Rives LLP and counsel for Plaintiff Atigeo LLC in this matter. I am competent to testify, and this declaration is based on my personal knowledge unless the context indicates otherwise.

2. As used herein, the terms listed below have the following defined meanings.

a. "Plaintiffs" refers collectively to Atigeo LLC and Michael Sandoval.

1 b. "Defendants" refers collectively to the individual defendants in his matter,  
2 Dennis Montgomery and Istvan Burgyan.

3 c. "Plaintiffs' counsel" refers to my colleagues and me at Stoel Rives  
4 representing Atigeo and to Roland Tellis, Atigeo's co-counsel and counsel for  
5 Plaintiff Michael Sandoval, together and/or individually.

6 d. "Defendants' counsel" refers to Shellie McGaughey and Peter Nierman,  
7 counsel for Defendants Istvan Burgyan and Dennis Montgomery, together  
8 and/or individually.

9 3. Attached hereto as **Exhibit 1** are true and correct copies of excerpts of business  
10 records produced by Network Solutions LLC regarding the account used to register the  
11 <atigeo.co> domain name and the domain name of the other websites at issue in this case, in  
12 response to a subpoena and subsequently produced to Defendants as PLTFS 0001-0212.

13 4. Attached hereto as **Exhibit 2** is a true and correct copy of Defendants' Initial  
14 Disclosures produced in this matter.

15 5. Attached hereto as **Exhibit 3** is a true and correct copy of the March 28, 2014  
16 email from Plaintiffs' counsel to Defendants' counsel transmitting the business records received  
17 from Network Solutions pertaining to the account related to the domain names and websites at  
18 issue in this case.

19 6. Attached hereto as **Exhibit 4** are true and correct copies of screen shots of the  
20 websites for Pacific Coast Innovations or PCI that I directed my paralegal to create from the  
21 currently available website for this company, [www.pcinx.com](http://www.pcinx.com), and archives of past versions of  
22 this website available through the "Way Back Machine," a digital archive of the World Wide  
23 Web.

24 7. Attached hereto as **Exhibit 5** is a true and correct copy of the "Business Entity  
25 Detail" report publicly available from the California Secretary of State's Office for Pacific Coast  
26 Innovations, LLC.



**CERTIFICATE OF SERVICE**

I hereby certify that I caused a true and correct copy of the foregoing to be electronically filed with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following participants:

Paul Edward Brain [pbrain@paulbrainlaw.com](mailto:pbrain@paulbrainlaw.com), [jdavenport@paulbrainlaw.com](mailto:jdavenport@paulbrainlaw.com)

Shellie McGaughey [shellie@mcbdlaw.com](mailto:shellie@mcbdlaw.com), [katie@mcbdlaw.com](mailto:katie@mcbdlaw.com)

Stoel Rives LLP

*s/Melissa Wood*  
*Melissa Wood, Legal Secretary*  
*Dated at Seattle, WA on July 18, 2014*